

# City of Hampton, VA

22 Lincoln Street  
Hampton, VA 23669  
[www.hampton.gov](http://www.hampton.gov)



## Council Agenda

Wednesday, January 11, 2006

7:30 PM

Council Chambers, 8th Floor, City Hall

## City Council

*Randall A. Gilliland, Angela Lee Leary, Charles N. Sapp,  
Joseph H. Spencer, II, Turner M. Spencer, Rhet Tignor,  
Ross A. Kearney, II, Mayor*

### *Staff:*

*Jesse T. Wallace Jr., City Manager*

*Cynthia Hudson, City Attorney*

*Katherine K. Glass, Clerk of Council*

*Brenda J. Vaccarelli, Deputy Clerk*

## **WELCOME TO THE HAMPTON CITY COUNCIL MEETING**

Because of the large number of matters that need consideration, the City Council has established a meeting format and certain guidelines for citizen participation. These help ensure that everyone who wishes to speak can do so, and that the Council can benefit from hearing as many different people as possible in the shortest time. From time to time, It may be in the public's interest to change the format and guidelines, and the Council can do so at its discretion without prior notice.

### **THE ORDER OF BUSINESS**

The Council generally conducts meetings in the following order:

- (1) Call to Order
- (2) Ceremonial Matters
- (3) Consent Agenda
- (4) Regular Business Agenda
- (5) Audiences Granted to the General Public
- (6) Miscellaneous New Business
- (7) Adjournment

Agenda items are taken up one at a time in the order in which they are listed. Matters on the consent agenda are routine and are adopted by one motion without separate discussion. However, items can be moved from the consent agenda to the regular agenda upon request by a citizen or a member of the Council. Keep in mind that the agenda is for the convenience of the public and the Council, and that it can be altered by the Council at any time without prior notice when the Council considers it in the public's interest to do so.

### **CITIZENS ARE INVITED TO PARTICIPATE**

The City Council has adopted a five (5) minute time limit policy for individuals desiring to address issues before this body. If you wish to address the City Council, please sign in before the meeting on the sign-up sheet located in the rear of Council Chambers. Please include your name and the subject on which you wish to speak, including the docket number if it is an item on the agenda. If you wish to address Council on a non-agenda item, the permission of Council is necessary.

If you are with a group of people, you may want to have a spokesman or two present your position to the Council and have others in agreement recognized by standing. The Council will always try to hear everyone who wishes to speak on a subject, but sometimes discussion has to be limited due to time. If the previous speaker has stated your position, you may make that known by reference (for example, "I agree with the position stated by Mr. Jones and have nothing further to add"). Repetition of positions by more than one speaker often uses more time than necessary.

Speakers are generally limited to one appearance, although Council can allow exceptions at its discretion. If possible, you should speak from prepared remarks to the subject under discussion. Irrelevant comments use others' time and your own and detract from your statements on the matter being considered.

Meetings of the Council are formal proceedings, and all comments are recorded on tape and by stenographer. For that reason, you are requested not to speak from your seat or out of turn. When you are called by the presiding officer, please follow these steps:

- (1) Come forward to the speaker's podium.
- (2) State your name and address
- (3) State your conclusion and give facts and other data to back it up.
- (4) If you represent a group or organization, ask the others to rise and be recognized.
- (5) If you have a written statement, give it and other supportive material to the Clerk for the record.

The above guidelines are intended to encourage the greatest possible participation by citizens at Council meetings. They can be modified at any time by the Council at its discretion and without prior notice.

Thank you for taking your time to participate in the Council meeting. Good government depends on the interest and involvement of you and your fellow citizens. We invite you to return.

## **CALL TO ORDER/ROLL CALL**

## **INVOCATION - Councilman Charles N. Sapp**

## **PLEDGE OF ALLEGIANCE TO FLAG**

## **MAYOR'S COMMENTS**

## **CONSENT AGENDA**

### **Consent Items - Second Reading**

1. **05-0712** An ordinance providing for the exoneration of certain taxes assessed against Monroe Apartment Corporation located at Fort Monroe for the fiscal tax year 2005/2006.
2. **05-0716** An ordinance to repeal Article V, Section 21-137 of Chapter 21 of the Code of the City of Hampton, Virginia pertaining to motor vehicles and traffic

### **Consent Items - First Reading**

3. **05-0763** Armistead Avenue Improvements Phase 1B
4. **05-0764** Circuit Court Space Needs Study

### **Consent Items - Other**

5. **05-0758** Proposed acquisition of property known as 35 and 35A Barrack Street from John O. Spivey
6. **06-0008** Proposed acquisition of property, known as 18 Barrack Street, from the Hardin Land Trust, Charles A. Huffman, III, Trustee
7. **05-0759** 449+/- square foot fee right-of-way acquisition from Buckroe Associates, LLC. on property located at 616 E. Mercury Boulevard.
8. **06-0024** Contract between the City of Hampton and Hattie E. Wilson, et al. for the purchase of property on Harriett Street.
9. **06-0011** Community Planning Assistance Grant
10. **06-0012** Fund Appropriation for Fort Monroe Legal and Lobbying Services

11. **05-0761** Approval of minutes from the special joint meeting of the Hampton City Council and the Hampton School Board, the afternoon session of the Hampton City Council, and the evening session of the Hampton City Council, all held on December 14, 2005.

## **PRESENTATIONS, PROCLAMATIONS, AWARDS**

12. **06-0020** Proclamation in memory of Robert L. Journell
13. **06-0002** Proclamation in recognition of the 2005-2006 Hampton High School Crabbers Football Team
14. **06-0003** Presentation regarding Hampton's Recognition in 2005 Digital Cities Survey.

## **REPORTS BY CITY MANAGER, CITY COUNCIL, STAFF, COMMITTEES**

## **PUBLIC HEARINGS**

### **Rezoning - Second Reading**

15. **05-0725** Rezoning Application No.1218-B by the City of Hampton to rezone approximately 3.54 +/- acres from General Commercial District (C-3) to One-Family Residential District (R-9) to permit the use and construction of single family homes.

### **Rezoning - First Readings**

16. **06-0014** Rezoning Application No.1215 by Joshua Rodriguez to rezone 0.65+/- acres at 614 Old Point Avenue from General Commercial (C-3) District to One Family Residence (R-9) District for four single family housing units.
17. **06-0015** Rezoning Application No.1219 by the City of Hampton to rezone approximately 1.9 +/- acres from General Commercial to a One-Family Residence District (R-9) to permit single family homes.

### **Comprehensive Plan Amendment**

18. **06-0019** 2010 Comprehensive Plan Amendment: Buckroe Master Plan and Fy05-09 Capital Improvement Plan Amendments

### **Ordinances - First Readings**

19. **06-0016** Public hearing on proposed ordinance creating the Peninsula Town Center Community Development Authority

- 20. 06-0017** Public Hearing on the proposed ordinance adopting the Conservation Plan for the Hampton Coliseum Mall Project

## **GENERAL ITEMS**

### **Ordinances**

- 21. 06-0018** Repeal and re-enact Chapter 32 Solid Waste of the Code of the City of Hampton.

### **Resolutions**

- 22. 06-0022** Resolution authorizing a procedure for providing cash flow management for private operation of the Hampton Roads Convention Center

### **Appointments**

- 23. 06-0004** consider an appointment to the Parks & Recreation Advisory Board.
- 24. 06-0005** consider an appointment to the Hampton Clean City Commission
- 25. 05-0710** consider appointments to the Towing Advisory Board.

### **Conditional Privilege - Review**

- 26. 06-0009** Requested voluntary termination of Conditional Privilege No. 80 for Live Entertainment at Bahir Dar Restaurant, 17 E. Queens Way.

### **Other Items**

- 27. 05-0699** Appeal of Denial of Certificate of Public Convenience and Necessity by Jachin Chandler

## **AUDIENCES GRANTED TO THE GENERAL PUBLIC**

## **MISCELLANEOUS NEW BUSINESS**

## **ADJOURNMENT**

### **Contact Info:**

Clerk of Council, 757-727-6315, [council@hampton.gov](mailto:council@hampton.gov)